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2
3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 DANIEL D. PHAIR,

7 Plaintiff,

8 v.

9 CAROLYN W. COLVIN, Acting
10 Commissioner of Social Security,

11 Defendant.

Case No. 3:12-cv-06073-RBL-KLS

ORDER REVERSING AND
REMANDING DEFENDANT'S
DECISION TO DENY BENEFITS

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13 The Court, having reviewed plaintiff's complaint, the Report and Recommendation of
14 Judge Karen L. Strombom, United States Magistrate Judge, and objections to the report and
15 recommendation, if any, and the remaining record, does hereby find and ORDER:

16 (1) the Court adopts the Report and Recommendation;
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18 (2) the ALJ erred in her decision as described in the Report and Recommendation;
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20 (3) the matter is therefore REVERSED and remanded to the Commissioner for further
21 administrative proceedings; and
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23 (4) the Clerk is directed to send copies of this Order to plaintiff's counsel, defendant's
24 counsel and Magistrate Judge Karen L. Strombom.

25 DATED this 26th day of November, 2013.

26
27 
28 RONALD B. LEIGHTON

29 UNITED STATES DISTRICT JUDGE

30 ORDER - 1